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TOWNSEND and TOWNSEND and CREW LLP

By: \_\_\_\_\_ /Linda Shaffer/  
Linda Shaffer

PATENT  
Attorney Docket No.: 021756-004100US  
Client Reference No.: OID-2003-212-01

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of:

Karl Dias et al.

Application No.: 10/775,733

Filed: February 9, 2004

For: CAPTURING SESSION ACTIVITY  
AS IN-MEMORY SNAPSHOTS USING  
A TIME-BASED SAMPLING  
TECHNIQUE WITHIN A DATABASE  
FOR PERFORMANCE TUNING AND  
PROBLEM DIAGNOSIS

Confirmation No.: 1531

Examiner: Edward Cosimano

Art Unit: 2863

SUPPLEMENTAL INFORMATION  
DISCLOSURE STATEMENT UNDER  
37 CFR §1.97 and §1.98

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

The references cited on attached form PTO/SB/08A and PTO/SB/08B are being called to the attention of the Examiner. Copies of the references [in compliance with the requirements of 37 CFR §1.98(a)(2)] are enclosed. It is respectfully requested that the cited references be expressly considered during the prosecution of this application, and the references be made of record therein and appear among the "references cited" on any patent to issue therefrom.

As provided for by 37 CFR §1.97(g) and (h), no inference should be made that the information and references cited are prior art merely because they are in this statement and no

representation is being made that a search has been conducted or that this statement encompasses all the possible relevant information.

Applicant believes that no fee is required for submission of this statement. However, if a fee is required, the Commissioner is authorized to deduct such fee from the undersigned's Deposit Account No. 20-1430. Please deduct any additional fees from, or credit any overpayment to, the above-noted Deposit Account.

Respectfully submitted,

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61106635 v1

Substitute for form 1449A/PTO				<b>Complete if Known</b>	
				Application Number	10/775,733
				Filing Date	February 9, 2004
				First Named Inventor	Dias, Karl
				Art Unit	2863
				Examiner Name	Edward Cosimano
Sheet	1	of	2	Attorney Docket Number	021756-004100US

<b>U.S. PATENT DOCUMENTS</b>					
Examiner Initials*	Cite No. <sup>1</sup>	Document Number Number Kind Code <sup>2</sup> (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
AA	US-	6,311,175	10-30-2001	Adriaans et al.	
AB	US-	7,085,786	08-01-2006	Carlson et al.	
AC	US-	7,089,347	08-08-2006	Mogi et al.	
AD	US-				
AE	US-				
AF	US-				
AG	US-				
AH	US-				
AI	US-				
AJ	US-				
AK	US-				
AL	US-				
AM	US-				
AN	US-				
AO	US-				
AP	US-				
AQ	US-				
AR	US-				

<b>FOREIGN PATENT DOCUMENTS</b>					
Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document Country Code <sup>3</sup> Number <sup>4</sup> Kind Code <sup>5</sup> (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
AS					<input type="checkbox"/>
AT					<input type="checkbox"/>
AU					<input type="checkbox"/>
AV					<input type="checkbox"/>
AW					<input type="checkbox"/>

Examiner Signature	Date Considered
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. <sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> Kind Codes of U.S. Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

Substitute for form 1449B/PTO				<b>Complete if Known</b>	
				<i>Application Number</i>	10/775,733
				<i>Filing Date</i>	February 9, 2004
				<i>First Named Inventor</i>	Dias, Karl
				<i>Art Unit</i>	2863
				<i>Examiner Name</i>	Edward Cosimano
Sheet	2	of	2	<i>Attorney Docket Number</i>	021756-004100US

NON PATENT LITERATURE DOCUMENTS					
Examiner Initials *	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.			T <sup>2</sup>
	BA	Doppelhammer et al., "Database Performance in the Real World: TPC-D and SAP R/3," 1997, ACM, pg. 123-134.			<input type="checkbox"/>
	BB	Hagmann et al., "Performance Analysis of Several Back-End Database Architectures," 1986, ACM, pg. 1-26.			<input type="checkbox"/>
	BC	Ryu et al., "Analysis of Database Performance with Dynamic Locking," 1990, ACM, pg. 491-523.			<input type="checkbox"/>
	BD	Stonebraker et al., "Performance Enhancements to a Relational Database System," 1983, ACM, pg. 167-185.			<input type="checkbox"/>
	BE				<input type="checkbox"/>
	BF				<input type="checkbox"/>
	BG				<input type="checkbox"/>
	BH				<input type="checkbox"/>
	BI				<input type="checkbox"/>
	BJ				<input type="checkbox"/>

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